



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: April 2, 2009

CBCA 1459

SIERRA PACIFIC INDUSTRIES,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

David E. Martinek of Dun & Martinek LLP, Eureka, CA, counsel for Appellant.

James L. Rosen, Office of the General Counsel, Department of Agriculture, San Francisco, CA, counsel for Respondent.

WALTERS, Board Judge.

ORDER

The parties have settled the instant appeal through a no cost termination of the contract involved and a mutual release. Under the terms of the settlement agreement, appellant has withdrawn the appeal. Accordingly, the appeal hereby is **DISMISSED WITH PREJUDICE**.

RICHARD C. WALTERS
Board Judge